IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 114 OF 2006

Pune District And Pimpri Chinchwad
Roller Skating Association & Anr. ...Petitioners

Versus

Skating Association of Maharashtra & Ors. ...
Respondents.

Mr. S.V. Pitre for the Petitioners

Mr. B.B. Saraf for Respondent No. 1

Mr. R.D. Rane, Government Pleader, for Respondent No. 3.

CORAM: V.G. PALSHIKAR, Ag.C.J., &
SMT. NISHITA MHATRE, J.
DATE: JANUARY 18, 2006.

P.C.:-

1. This is a petition filed by the Pune District And Pimpri Chinchwad Roller Skating Association and another, making the following prayers:-

"a) Rule be issued.

b) This Hon'ble Court may be pleased to hold that the action of Respondent No. 1 Skating Association of Maharashtra (SAM) in holding the State Level

Championship in Nasik from 9th to 11th December, 2005 is illegal and bad in law.

c) This Hon'ble Court may be pleased to direct Respondent No. 2 i.e. Roller Skating Federation of India, Kolkatta, to allow the persons at Exh. 'E' to participate in the National Championship, scheduled to be held from 22nd January, 2006 representing the State of Maharashtra.

d) Pending hearing and final disposal of the present Writ Petition, this Hon'ble Court may be pleased to direct Respondent No. 2 i.e. Roller Skating Federation of India, Kolkatta, to allow the persons at Exh. 'E' to participate in the National Championship, scheduled to be held from 22nd January, 2006 representing the State of Maharashtra.

e) Ad-interim relief in terms of Prayer Clause (d) hereinabove may kindly be granted.

f) This Petition may be finally allowed with costs.

g) Any other just and equitable order in the interest of justice may kindly be passed. "

2. This Court is called upon to exercise its extra-ordinary jurisdiction under Article 226 of the Constitution of India to

interfere in what, apparently, is a dispute between managerial associations, and it is prayed that the action of the Skating Association of Maharashtra in holding State Level Championship be declared as illegal and bad in law. Skating Championship has been organised, held and completed. There is no question of any sports championship being illegal or bad in law.

3. Who should participate in sports, who should represent the associations is something which the associations themselves have to decide. Interference by judicial authorities is not to settle such issues. No case is made out for interference under Article 226 in what appears to be a dispute between managerial associations. In our opinion, exercise of the extra-ordinary jurisdiction under Article 226 in such cases would, in itself, be a gross misuse of the extra-ordinary power. We restrain ourselves from doing so. The petition is dismissed with costs of Rs.500/- (Rupees Five Hundred only).